

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ZOSTAVAX
(ZOSTER VACCINE LIVE)
PRODUCTS LIABILITY LITIGATION

THIS DOCUMENT RELATES TO:

James Amundson and Mona Amundson v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01267

Clinton Ashby and Kathleen Ashby v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv- 03003

Kirby Balthrop v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01602

James Bleyer v. Merck & Co., Inc., et al.,
Civil Action No. 2:22-cv-01035

Dorothea Booth v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-03927

Diane Bouffard v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01600

Pamela Brower v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01268

Linda Caudle and William Caudle v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv- 01269

Ernest Charles v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-00977

Midge Deverin and Bernard Deverin v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01270

Marcia Federico v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01271

MDL No. 2848

CIVIL ACTION NO.: 2:18-md-02848-HB

Lynn Garden v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01272

Larry Giese and Rebecca Fitzpatrick v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01274

Sandra Grimmett and George Grimmett v. Merck & Co. Inc., et al.,
Civil Action No. 2:21-cv-03005

Edith Hagen v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-1275

Samuel Hamm v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-04341

Carol Hermanowski v. Merck & Co., Inc., et al., Civi
Action No. 2:21-cv-01276

Audrey Johnson v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01277

Donna Johnson v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-04342

Katherine Jones and Theodore Jones v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01878

Deborah King-Kzaley and Robert Kzaley v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv-01278

Harry Krause and Karen Krause v. Merck & Co., Inc., et al.,
Civil Action No. 2:21-cv- 00978

<i>Elaine Levin v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:22-cv-00140	<i>Carol Parker v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-03550
<i>Nina Lociero-Scala and Daniel Scala v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-05493	<i>Lori Petersen and Kent Petersen v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv- 03004
<i>Enoc Lopez and Judith Burgos v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:22-cv- 01036	<i>Lisa Reeves and Paul Fasseel v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv- 00976
<i>Michael Marburger and Sharron Marburger v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-03928	<i>Joel Sinden v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-04345
<i>Kim Holben, as Executor of the Estate of Joyce Marquardt (deceased) v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-05497	<i>Verna Srnick and Peter Srnick v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv- 01281
<i>Nancy Marr and Ethan Marr v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:22-cv-00141	<i>Regina Thompson v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-01282
<i>Sandra McBride and David McBride v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-04343	<i>Stan Udhiri and Solange de Mendonca Tavares v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-01283
<i>Walter Milanicz v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-01279	<i>Leonard Whitney and Patricia Whitney v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-01284
<i>Kathleen Mintari v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-01280	<i>Carol Withycombe v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv-01285
<i>Debbie Neil and Johnnie Neil v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv- 04344	<i>Pamela Yates and Walter Yates v. Merck & Co., Inc., et al.</i> , Civil Action No. 2:21-cv- 01286

PRETRIAL ORDER NO. 491

AND NOW, this 8th day of August 2023, for the reasons set forth in the foregoing Memorandum, it is hereby ORDERED that:

(1) the omnibus motion of defendants Merck & Co., Inc. and Merck Sharp & Dohme Corp. to dismiss the above 42 actions for insufficient service of process (Doc. # 1216) is DENIED;

(2) the motion of plaintiffs for an extension of time to make service of process in the above 42 actions (Doc. # 1218) is GRANTED; and

(3) the court, in a separate Pretrial Order, will stay 34 of the above-captioned cases which belong to Group A.

BY THE COURT:

/s/ Harvey Bartle III

J.